

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/764,392) Date: July 11, 2007
Date Filed: Jan 23, 2004) Examiner: Dwivedi, Vikansha S.
Applicant: Joseph Spadola Jr.) Art Unit: 3746
Title: Pump Control and Management System)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

RESPONSE AND AMENDMENT

In response to the Office Action mailed on May 24, 2007, Applicant offers the following response and amendments to the Office Action, and requests reconsideration of the above-captioned application. This response addresses every ground of rejection set forth in the Office Action. In addition, applicant is also enclosing payment of \$300 for 12 new claims.

REMARKS

The examiner requires a new oath or declaration for the instant patent application. The examiner requires the drawings to be amended to include the following: item numbers 10, 36, 40, 50, 52, 54, 61, 62, 63, 64, 65, 66, 67, 68, 70, 74; a level sensing assembly positioned within the sump pump, the local sensor outside of the sump pit as described in the specification, generator control assembly, power line modem, flood detection assembly, sewage ejector interface system, sewage ejector pump interface, water heater leak sensor, laundry leak sensor, dishwasher leak sensor, sink leak detector, bathroom leak detector, pool sensor, septic system sensor. The examiner objected to claim 23 for not having antecedent basis to "said at least one local sensor". The examiner also objected to claims 20, 22, 25, 26 and 28 under 35 U.S.C. §112. The examiner rejects claims 1 under 35 U.S.C. §102(b). The examiner rejects claims 1, 2, 3, 5, 6 under 35 U.S.C. §103(a). The examiner states claims 4, 7, 19-25, 26-43 would be allowable if rewritten or amended to overcome the rejections under 35 U.S.C. §112 1st and 2nd paragraph, and the drawing objections set forth in this office action.